

Medicines (Cosmetic Products) (Specification and Prohibition) Order

Table of Contents

1 Citation

2 Definitions

3 Types of cosmetic products to which this Order does not apply

4 Cosmetic products subject to provisions of Act

5 Prohibition on sale, etc., of certain cosmetic products

6 Restrictions on inclusion of certain substances

7 Existing law not affected

FIRST SCHEDULE

SECOND SCHEDULE

THIRD SCHEDULE Prohibited Substances

Legislative History

MEDICINES ACT (CHAPTER 176, SECTIONS 9, 30 AND 54)

MEDICINES (COSMETIC PRODUCTS) (SPECIFICATION AND PROHIBITION) ORDER

O 16

G.N. No. S 272/1996

Citation

1. This Order may be cited as the Medicines (Cosmetic Products) (Specification and Prohibition) Order.

Definitions

2. In this Order —

“Category I product” means any cosmetic product falling within Part I of the First Schedule;

“Category II product” means any cosmetic product falling within Part II of the First Schedule;

“cosmetic product” means any product intended to be rubbed, poured, sprinkled or sprayed on, or introduced into, or otherwise applied to, the human body or part thereof for cleansing, beautifying, promoting attractiveness or altering the appearance, and includes a deodorant or any depilatory substance but does not include a soap or any oral dental gums as specified under the Medicines (Oral Dental Gums) (Specification) Order (O 19).

Types of cosmetic products to which this Order does not apply

3. This Order shall not apply to —

- (a) any cosmetic product which is also a medicinal product, and the Act and any subsidiary legislation made thereunder relating to medicinal products shall apply to such a product;
- (b) any cosmetic product which is imported into Singapore solely for direct re-exportation out of Singapore, subject to such terms and conditions as may be imposed by the licensing authority; and
- (c) any cosmetic product as may be approved by the licensing authority.

Cosmetic products subject to provisions of Act

4.—(1) For the purposes of section 54 of the Act, cosmetic products are substances appearing to the Minister to be substances which are not medicinal products but which are manufactured, sold, supplied, imported or exported for use wholly or partly as a cosmetic.

(2) Subject to the exceptions and modifications specified in the second column of Part I of the Second Schedule, the provisions of the Act set out in the first column of that Part shall have effect in relation to such description or class of cosmetic products specified in the third column of that Part as those provisions have effect in relation to medicinal products.

Prohibition on sale, etc., of certain cosmetic products

5. The sale, supply or importation of any cosmetic product which fails to comply with any of the requirements set out in paragraph 6 is, under section 30 of the Act, prohibited as it appears to the Minister to be necessary to do so in the interest of safety.

Restrictions on inclusion of certain substances

6.—(1) A cosmetic product shall not contain any substance listed in Part I of the Third Schedule.

(2) A cosmetic product shall not contain any substance listed in the first column of Part II of the Third Schedule unless the matters specified in the second and third columns of that Part in relation to that substance are complied with.

(3) A cosmetic product of the type or class specified in the second column of Part III of the Third Schedule shall not contain any colour additive listed in the first column of that Part.

Existing law not affected

7. Nothing in this Order shall operate to relieve any person of any duty or liability imposed upon him by the provisions of any other written law for the time being in force.

FIRST SCHEDULE

Paragraph 2

PART I

CATEGORY I PRODUCTS

1. Cosmetic products for application on the region around the eye, including eye creams, eye shadows, eye liners and mascaras.
2. Cosmetic products for application on the lips, including lipsticks, lip colours and lip creams.
3. Oral or dental hygiene products, including mouth refreshers and dentifrices.
4. Hair dyes containing diamines and its salts: phenylene diamines; tolylene diamines as well as other derivatives of benzene diamines.

PART II

CATEGORY II PRODUCTS

1. Cosmetic products, other than Category I products, for application on the hair, scalp, skin or nails without rinsing, including —

- (a) personal deodorants and antiperspirants;
- (b) skin lotions, including pre-shave, after-shave, eau-de-cologne and hand lotions;
- (c) creams and milky lotions, including pre-shave, after-shave, cold cream and vanishing cream;
- (d) cosmetic oils;
- (e) perfumes (whether liquid, solid or powder form) and toilet waters;
- (f) foundations;
- (g) cheek colours;
- (h) eyebrow colours;
- (i) nail make-up preparations (manicure and pedicure products);
- (j) hair dyes, bleaches, oils, lacquers, pomades, sprays and brilliantines;
- (k) sunscreen, suntan and sunburn prevention preparations;
- (l) skin whitening agents;
- (m) talcum, face, creamy, pressed, loose, paste, baby and body powders;
- (n) hair care products, including hair tonics;
- (o) depilatories;
- (p) hair preparations for permanent waving, setting, straightening or fixing; and
- (q) face packs and face masks.

2. Cosmetic products, other than Category I products, for application on the hair, scalp, skin or nails and which remain in traces after rinsing or use, including —

- (a) bath oils, bath salts and other bath preparations;
- (b) hair shampoos;
- (c) hair rinses;
- (d) shaving foam;
- (e) cleansing cream; and
- (f) face cleansing preparations and body cleansing preparations (whether cream, powder or foam).

3. Other cosmetic products which are not Category I products.

SECOND SCHEDULE

Paragraph 4

PART I

PROVISIONS OF ACT APPLICABLE TO COSMETIC PRODUCTS

<i>First column</i>		<i>Second column</i>		<i>Third column</i>
<i>Provisions of Act</i>		<i>Exceptions to and modifications</i>		<i>Cosmetic products to which the provisions are applicable</i>
1. In Part I (Preliminary) — all sections		(a) In section 2 (1), in relation to any cosmetic product, the definition of “administration” shall be read to exclude the application of such product by injection.		All cosmetic products, whether Category I or II products.
		(b) In section 3 (6), in relation to any cosmetic product, the word “pharmaceutical” shall be omitted.		
2. In Part II (Licences and Certificates relating to Medicinal Products) — all sections, except sections 6 (3), 7, 8 and 10(3).		(a) In section 5 (2), the words “a product licence or” shall be deleted.		(i) Category I products.
		(b) In section 12 (1), the requirement in paragraph (b) shall be omitted.		(ii) Category II products if any of the conditions set out in Part II of this Schedule is not complied with.
		(c) In section 17, the reference to efficacy shall be omitted.		
3. In Part III		In section 35, the		All cosmetic